

Application No. : 10/760,589
Art Unit : 3722

Attorney Docket No. 23380.01
Confirmation No. 1124

REMARKS

By the present amendment, Applicant proposes to amend Claim 1 and cancel Claim 14. Claims 7 and 18 were canceled by the prior amendment filed December 20, 2004 . Upon entry of the present amendment, Claims 1-6, 8-13, 15-17, 19 and 20 will remain pending in the present application. Claim 1 is the only independent claim.

In the recent Office Action the Examiner provisionally rejected Claims 1-6, 8-17, 19 and 20 on the grounds of obviousness-type double patenting in view of the claims of Applicant's copending Application No. 10/685,406. Claims 1-6, 8-10, 17, 19-20 and Claims 11-13 and 15-16 stand finally rejected under 35 U.S.C. § 103(a) as being unpatentable over Newberry et al (U.S. Patent No. 5,033,215) in view of Ferdon (U.S. Patent No. 1,536,429), and further in view of Roane (U.S. Patent No. 5,195,262). The Examiner indicated that Claim 14 would be allowable if amended to include all the limitations of any base claim and any intervening claims.

Submitted herewith is a Terminal Disclaimer in compliance with 37 CFR § 1.321 and the appropriate filing fees under 37 CFR 1.20(d). This document should serve to obviate the Examiner's rejection of the instant claims on the grounds of obviousness-type double patenting.

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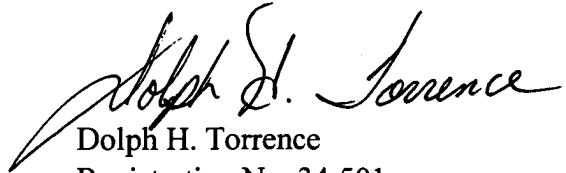
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The Examiner's indication of allowable subject matter is noted with appreciation. In this regard, Applicant has amended independent Claim 1 by incorporating therein the allowable subject matter of Claim 14. For at least this reason, Applicant respectfully submits that independent Claim 1, as amended, and corresponding dependent Claims 2-6, 8-13, 15-17, 19 and 20 are allowable over the prior art of record.

Applicant respectfully submits that the proposed amendments made herein properly respond to the outstanding Final Rejection and represent a *bonafide* effort to satisfactorily conclude the prosecution of this application.. Care has been exercised to ensure that no new matter has been introduced and that no new issues have been raised that would require further consideration or search.

For the foregoing reasons, Applicant respectfully submits that the present application is in condition for allowance. If such is not the case, the Examiner is requested to kindly contact the undersigned in an effort to satisfactorily conclude the prosecution of this application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dolph H. Torrence", is written over the printed name.

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Attachments: Terminal Disclaimer
Check in the Amount of \$65.00